



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING NATIONAL PHASE OF
PCT APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.494 OR 1.495

531 ~~Revised~~ TRADEMARK OFFICE

26 JUL 2001

To: Hon. Commissioner of Patents
Washington, D.C. 20231



TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Atty Dkt: P 282665 /EUR 50725/USw
M# /Client Ref.

From: Pillsbury Winthrop LLP, IP Group

Date: July 26, 2001

This is a **REQUEST** for **FILING** a PCT/USA National Phase Application based on:

1. International Application	2. International Filing Date	3. Earliest Priority Date Claimed
PCT/EP00/00039 <u>↑ country code</u>	05 January 2000 Day MONTH Year	26 January 1999 Day MONTH Year (use item 2 if no earlier priority)
4. Measured from the earliest priority date in item 3, this PCT/USA National Phase Application Request is being filed within:		
(a) <input type="checkbox"/> 20 months from above item 3 date (b) <input checked="" type="checkbox"/> 30 months from above item 3 date, (c) Therefore, the due date (unextendable) is July 26, 2001		

Title of Invention FOAMED THERMOPLASTIC POLYURETHANES

Inventor(s) Dominicus LIMERKENS
Johan VAN DIJCK
Bart VAN EDOM
Rhona WATSON

Applicant herewith submits the following under 35 U.S.C. 371 to effect filing:

RE: USA National Phase Filing

T /EP00/00039

09/890067

11. Please see the attached Preliminary Amendment

12. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., before 18th month from first priority date above in item 3, are transmitted herewith (file only if in English) including:

13. PCT Article 19 claim amendments (if any) have been transmitted by the International Bureau

14. Translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., of claim amendments made before 18th month, is attached (required by 20th month from the date in item 3 if box 4(a) above is X'd, or 30th month if box 4(b) is X'd, or else amendments will be considered canceled).

15. **A declaration of the inventor (35 U.S.C. 371(c)(4))**

- a. is submitted herewith Original Facsimile/Copy
- b. is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.

16. **An International Search Report (ISR):**

- a. Was prepared by European Patent Office Japanese Patent Office Other
- b. has been transmitted by the international Bureau to PTO.
- c. copy herewith (__ pg(s) __) plus Annex of family members (__ pg(s) __).

17. **International Preliminary Examination Report (IPER):**

- a. has been transmitted (if this letter is filed after 28 months from date in item 3) in English by the International Bureau with Annexes (if any) in original language.
- b. copy herewith in English.
- c. 1 IPER Annex(es) in original language ("Annexes" are amendments made to claims/spec/drawings during Examination) including attached amended:
- c. 2 Specification/claim pages # __ claims #
Dwg Sheets #
- d. Translation of Annex(es) to IPER (required by 30th month due date, or else annexed amendments will be considered canceled).

18. **Information Disclosure Statement including:**

- a. Attached Form PTO-1449 listing documents
- b. Attached copies of documents listed on Form PTO-1449
- c. A concise explanation of relevance of ISR references is given in the ISR.

19. **Assignment** document and Cover Sheet for recording are attached. Please mail the recorded assignment document back to the person whose signature, name and address appear at the end of this letter.

20. Copy of Power to IA agent.

21. **Drawings** (complete only if 8d or 10a(4) not completed): __ sheet(s) per set: 1 set informal; Formal of size A4 11"

22. Small Entity Status is Not claimed is claimed (pre-filing confirmation required)

22(a) __ (No.) Small Entity Statement(s) enclosed (since 9/8/00 Small Entity Statements(s) not essential to make claim)

23. **Priority** is hereby claimed under 35 U.S.C. 119/365 based on the priority claim and the certified copy, both filed in the International Application during the international stage based on the filing in (country) Europe of:

	<u>Application No.</u>	<u>Filing Date</u>	<u>Application No.</u>	<u>Filing Date</u>
(1)	99101359.0	26 January 1999	(2)	
(3)			(4)	
(5)			(6)	

a. See Form PCT/IB/304 sent to US/DO with copy of priority documents. If copy has not been received, please proceed promptly to obtain same from the IB.

b. Copy of Form PCT/IB/304 attached.

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RE: USA National Phase Filing of PCT/EP00/00039

24. Attached: Copy of IPER including set of claims as amended

25 Per Item 17.c2, cancel original pages #___, claims #___, Drawing Sheets #___26. Calculation of the U.S. National Fee (35 U.S.C. 371 (c)(1)) and other fees is as follows:Based on amended claim(s) per above item(s) 12, 14, 17, 25 (hilite)

Total Effective Claims	23	minus 20 =	3	x \$18/\$9	=	\$54	966/967
Independent Claims	3	minus 3 =	0	x \$80/\$40	=	\$0	964/965
If any proper (ignore improper) Multiple Dependent claim is present,				add\$270/\$135	+0		968/969

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(4)): →→ BASIC FEE REQUIRED, NOW →→→→A. If country code letters in item 1 are not "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"

See item 16 re:

1. Search Report was <u>not</u> prepared by EPO or JPO	-----	add\$1000/\$500	960/961
2. Search Report was prepared by EPO or JPO	-----	add\$860/\$430	<u>+860</u> 970/971

SKIP B, C, D AND E UNLESS country code letters in item 1 are "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"

→ <input type="checkbox"/> B. If <u>USPTO</u> did not issue <u>both</u> International Search Report (ISR) <u>and</u> (if box 4(b) above is X'd) the International Examination Report (IPER), -----	add\$1000/\$500	+0	960/961
→ <input type="checkbox"/> C. If <u>USPTO</u> issued ISR but not IPER (or box 4(a) above is X'd), -----	add\$710/\$355	+0	958/959
→ <input type="checkbox"/> D. If <u>USPTO</u> issued IPER but IPER Sec. V boxes <u>not all</u> 3 YES, -----	add\$690/\$345	+0	956/957
→ <input type="checkbox"/> E. If international preliminary examination fee was paid to <u>USPTO</u> and Rules 492(a)(4) and 496(b) <u>satisfied</u> (IPER Sec. V <u>all</u> 3 boxes YES for <u>all</u> claims), -----	add \$100/\$50	+0	962/963
SUBTOTAL = <u>\$914</u>			
28. If Assignment box 19 above is X'd, add Assignment Recording fee of ----\$40	+0	(581)	
29. Attached is a check to cover the -----	TOTAL FEES	<u>\$914</u>	

Our Deposit Account No. 03-3975

Our Order No. 38266 | 282665
C# M#

00909

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 and 492 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed

Pillsbury Winthrop LLP
Intellectual Property Group

By Atty: Paul L. SharerReg. No. 36004Sig: Paul L. SharerFax: (703) 905-2500

Atty/Sec: PLS/cdw

Tel: (703) 905-2180NOTE: File in duplicate with 2 postcard receipts (PAT-103) & attachments.

Received 3 pages of Request form.

PAT-103 3/01 PTO RECEIPT FOR INDICATED ITEMS

Atty PLS

Appn. No. 0 /

Date 7/26/2001

Inventor(s) LIMMERKENS et al.

C# 38266

Title: FOAMED THERMOPLASTIC POLYURETHANES

M# 282665

ENCLOSED:
 Amendment Appendix Cover sheet

1 No. of Pages Abstract

19 No. of Pages Spec and Claims

21 No. of Numbered Claims only

Declaration (#Pgs)

Assignment Cover Sheet

No. of Priority Documents

No. Sheets Drawings (Fig(s) 1 to) 1 set Formal

IDS Letter cited App(s). Foreign sech rept./OA

PTO-1449 cited docs.

\$ 914 Fee (Check)

Other:

amended

09/890067

Other: Preliminary Amendment; copy of IPER including set of claims as

CURRENT DUE DATE: July 26, 2001